TABLE OF CONTENTS

SH2538053 / FO2538048

EXHIBITS

A County of Los Angeles Sheriff's Department reports under Uniform Report Number (URN) 021-09424-2851-055:

- Incident Report, by Deputy Eric Sandoval, dated 08/19/21
- Supplemental Report, by Deputy Eric Sandoval, dated 08/19/21
- Supplemental Report, by Deputy Juan Tobias, dated 08/20/21
- Supplemental Report, by Sergeant David Fujiki, dated 08/20/21
- Supplemental Report, by Sergeant Valerie Franco, dated 08/20/21
- Supplemental Report, by Deputy Steven Cervantes, dated 8/19/21
- Supplemental Report, by Deputy Stephen Williams, dated 08/20/21
- Supplemental Report, by Deputy Erika Razo, dated 08/19/21
- Supplemental Report, by Deputy Kevin Stonerock, dated 08/19/21
- Supplemental Report, by Deputy Andrew Morse, dated 08/19/21
- Supplemental Report, by Deputy Robert Baker, dated 08/20/21
- Supplemental Report, by Detective Paul Beserra, dated 08/20/21
- Supplemental Report, by Detective Isidro Martinez, dated 08/20/21
- Supplemental Report, by Detective Peter Tovar, dated 08/19/21
- Supplemental Report, by Detective David Aviles, dated 08/20/21

B Envelope containing DVD of Body Worn Camera (BWC) Video from the following deputy personnel:

- Sergeant Fujiki
- Deputy Cervantes
- Deputy Rodriguez

C Envelope containing CD of the following audio:

- Patch Traffic
- Cold Line Traffic
- Round Count

D After Visit Summary medical report, St. Francis Medical Center, for Suspect Zamora under patient MRN #[redacted] dated 08/19/21

E Photographs of Suspect Zamora's injuries (2 pages)

F Envelope containing CD of crime scene photographs

G Los Angeles County Sheriff's Department, Scientific Services Bureau, Laboratory Examination Report, function check examinations of duty pistols for Deputy Tobias, Sergeants Fujiki and Franco

H **Diagrams that depicted the approximate positioning and foot pursuit route, during the shooting incident of the following deputy personnel (6 pages):**

- **Deputy Juan Tobias, initialed JT**
- **Sergeant David Fujiki, initialed DF**
- **Sergeant Valerie Franco, initialed VF**

I **Photographs of Suspect Zamora Holding Firearm (2 pages)**

J **Photograph of 9mm Round, expended from Sergeant Fujiki's firearm, obtained from his own BWC video**

K **Los Angeles County Sheriff's Department, Scientific Services Bureau, Laboratory Examination Report, 9mm Examination**

L **Envelope containing CD of IAB video interview of Suspect Zamora**

MISCELLANEOUS DOCUMENTS

County of Los Angeles Sheriff's Department Incident Report under URN 021-09404-2851-021, by Deputy Francisco Velazquez, dated 08/19/21

Los Angeles County Consolidated Criminal History Reporting System (CCHRS) and Record of Arrests and Prosecutions (RAP) printouts to Suspect Victor Zamora, Booking #6234069

Minute Order, Superior Court of California, County of Los Angeles, Case #TA155326, dated 12/06/21

AM and PM Shift In-Service dated 08/19/21 for Compton Station

Incident History Report, Incident #CPT21231-0058

Deputy Daily Worksheet (DDWS) on 08/20/21, for the following Sheriff's units:

• Unit 285A	AM shift	(Deputies Usher and Velazquez)
• Unit 284B	PM shift	(Deputy Tobias)
• Unit 280S	PM shift	(Sergeant Franco)
• Unit 281S	PM shift	(Sergeant Fujiki)
• Unit 282A	AM shift	(Deputy Cervantes)
• Unit 285K1	PM shift	(Deputy Williams)

Shooting Qualification verification of records email by Training Bureau Sergeant Daniel Inez, #[redacted] for Sergeants Franco, Fujiki, and Deputy Tobias

POST Training Records for involved shooting and force personnel

Seven (7) Administrative Rights Force/Shooting Investigation admonitions

Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
August 19, 2021	Compton Station	[ ]	[ ]

Incident Information

URN: 021-09424-2851-055	Date: August 19, 2021 — Time: 1644 hours
City or Station: Compton Station	Nature of Incident: While conducting follow-up on a rape investigation, deputy personnel encountered the suspect by happenstance, and a deputy involved shooting occurred.
Location: 14900 South Atlantic Avenue, East Rancho Dominguez, California 90221	

Location Type (*check one or more*):
- [ ] Backyard
- [ ] Beach
- [x] Business
- [ ] Freeway
- [ ] Industrial
- [ ] Park
- [ ] Parking Lot
- [ ] Residence
- [ ] Rural
- [ ] School
- [ ] Street
- Other:

Lighting (*check only one*):
- [ ] Darkness
- [x] Daylight
- [ ] Other
- [ ] Street Lights

Weather (*circle only one*):
- [x] Clear
- [ ] Cloudy
- [ ] Fog
- [ ] Rain

Distance: 50 feett

Incident Type (*check one or more*):
- [ ] Accidental
- [x] Armed Person
- [x] Fleeing Suspect
- [x] Foot Pursuit
- [ ] Gun Take Away
- [ ] Moving Vehicle
- [ ] Sniper/Ambush
- [x] Startle
- [ ] Struggle Involved
- [ ] Traffic Stop
- [ ] Unarmed Person
- [ ] Unintentional
- [ ] Vehicle Pursuit
- [ ] Warrant Service
- [ ] Warning Shot
- Other:

Initiated by (*check only one*):
- [ ] Arrest Warrant
- [ ] Call
- [ ] Observation
- [ ] One Person Unit
- [x] Other
- [ ] Search Warrant
- [ ] Two Person Unit

Prior Activity (*check only one*):
- [ ] Detective
- [ ] Inmate Transport
- [x] Other
- [ ] Routine Patrol

Aero Unit? [x] Canine Unit? [ ]

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
9	Approximately 1 - 5

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
None to shooting				[ ] EM [ ] PM [ ] Day	[ ] Regular [ ] Overtime [ ] Off Duty
				[ ] EM [ ] PM [ ] Day	[ ] Regular [ ] Overtime [ ] Off Duty
				[ ] EM [ ] PM [ ] Day	[ ] Regular [ ] Overtime [ ] Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	City	Zip Code	Work Ph	Home Ph
None to shooting							

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*)
[redacted]	Franco	Valerie	G.	[x] On Duty [x] Present during shooting [x] Witness to shooting [x] Involved in shooting
[redacted]	Fujiki	David	S.	[x] On Duty [x] Present during shooting [x] Witness to shooting [x] Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Reta	Ricardo	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Cruz	Javier	

PSTD Use Only

SH # 2538053

SH-R-438A (rev. 10/01/15)

See Reverse

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
August 19, 2021	2035 Hours	08/19/21	08/19/21

Employee #	Last Name	First Name	M.I.
[redacted]	Kitchin	Monica	
[redacted]	Guillen	Adrian	E.
[redacted]	Cartmill	Richard	J.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
10) 10 mm
12) 12 guage
20) 20 guage
21) .22-250
22) .22 caliber
23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	FH	ZZ	9			NN	
E#1	S#1	FH	BR	9	Y	Y	NN	
S#1	E#2	FH	ZZ	9			NN	
S#1	E#3	FH	ZZ	9			NN	
E#2	S#1	FH	SS	9	Y	Y	NN	
E#3	S#1	FH	SW	9	Y	Y	NN	

Officer Involved Shooting
Involved Employee Information

URN: 021-09424-2851-055

Involved Employee

E 1

Employee # [redacted]	Last Name: Tobias	First Name: Juan	M.I.: J.
Sex: M Race: H	Rank: Deputy	Unit Assignment: Compton Station	Work Assignment (Unit #, Module, etc.): 284B
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Raid Jacket w/ Vest [ ] Plain Clothes w/ Vest [ ] Uniform no Vest [ ] Raid Jacket no Vest [x] Uniform w/ Vest	Other Factors:
Age: 44 Height: 5'08" Weight: 190			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [ ] Number of Prior Shootings: 0 Directed Force: [ ]
Weapons Fired Brand: Beretta Caliber: 9mm # Shots: 6	Weapons Fired Brand: Caliber: # Shots:		
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E 2

Employee # [redacted]	Last Name: Fujiki	First Name: David	M.I.: S.
Sex: M Race: A	Rank: Sergeant	Unit Assignment: Compton Station	Work Assignment (Unit #, Module, etc.): 281S
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 6	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Raid Jacket w/ Vest [ ] Plain Clothes w/ Vest [x] Uniform no Vest [ ] Raid Jacket no Vest [ ] Uniform w/ Vest	Other Factors:
Age: 41 Height: 5'09" Weight: 185			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [ ] Number of Prior Shootings: 0 Directed Force: [ ]
Weapons Fired Brand: Sig Sauer Caliber: 9mm # Shots: 2	Weapons Fired Brand: Caliber: # Shots:		
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E 3

Employee # [redacted]	Last Name: Franco	First Name: Valerie	M.I.: G.
Sex: F Race: H	Rank: Sergeant	Unit Assignment: Compton Station	Work Assignment (Unit #, Module, etc.): 280S
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 6	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Raid Jacket w/ Vest [ ] Plain Clothes w/ Vest [ ] Uniform no Vest [ ] Raid Jacket no Vest [x] Uniform w/ Vest	Other Factors:
Age: 44 Height: 5'03" Weight: 125			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [ ] Number of Prior Shootings: 0 Directed Force: [ ]
Weapons Fired Brand: Smith & Wesson Caliber: 9mm # Shots: 1	Weapons Fired Brand: Caliber: # Shots:		
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

Officer Involved Shooting
Suspect Information

URN: 021-09424-2851-055

Suspect Information

S 1

Last Name: Zamora	First Name: Victor	M.I. H.
AKA Last Name: Moniker "Tone"	First Name:	M.I.
Sex: M Race: H	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted]
Work Phone: None	Home Phone: None	Social Security #:	Driver's License #: [redacted]
Age: 34 D.O.B. 07/12/1987	Height: 5'03" Weight: 190	FBI # [redacted]	CII # [redacted]
Booking # 6234069	Primary Charge: 664/187 PC on a PO	Secondary Charge: 664/215 PC
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☑	Apprehended? ☑	Mental Illness? [redacted]	Criminal History? [redacted]
Vehicle Make: Model: Year:	Parole: No	Probation: No	Prior Felony Conviction: Yes

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 021-09424-2851-055		Date: 08/19/21	Time: 1644
Location: 14900 Atlantic Avenue		City or Station: Compton Station	
Bureau/Station/Facility: Central Patrol Division/Compton Station		Admin. Investigation: ◯ YES ⦿ NO	
Type of Force: Control Holds (Takedown and Control Techniques, Personal Weapon (Hand/Arm)			
Incident Category: ◯ 1 ⦿ 2 ◯ 3	Deputy Injury: ◯ YES ⦿ NO	Suspect Injury ⦿ YES ◯ NO	
☒ Call	☐ Observation	☐ Detail	☒ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ⦿ YES ◯ NO	Person Notified: Lieutenant Cartmill	Emp: [redacted]	IAB Roll Out ⦿ YES ◯ NO

Involved Employee

E 1

Employee #: [redacted]	Last Name: Tobias	First Name: Juan	Middle I.: J.	Rank: B-1	
Sex: ⦿ M ◯ F	Race: H	Height: 5'08"	Weight: 190	Age: 44	Shift: ◯ EM ◯ Day ⦿ PM; ⦿ Regular Shift ◯ OT Shift ◯ Off Duty
Unit of Assignment: Compton Station		Work Assignment (Unit #, Module, etc.): Unit 284B			
Individual Force Used: Firearm, Control Holds (Takedown & Control Techniques)		◯ Directed ◯ Rescue ◯ Medical Assist		Individual Category: ◯ 1 ◯ 2 ⦿ 3	
☐ Injured ☐ Treated ☐ Admitted	Facility:			Coroner Case #:	

E 2

Employee #: [redacted]	Last Name: Cervantes	First Name: Steven	Middle I.: A.	Rank: DSG	
Sex: ⦿ M ◯ F	Race: H	Height: 5'08"	Weight: 204	Age: 27	Shift: ◯ EM ⦿ Day ◯ PM; ⦿ Regular Shift ◯ OT Shift ◯ Off Duty
Unit of Assignment: Compton Station		Work Assignment (Unit #, Module, etc.): Unit 282A (CARP from San Dimas Station)			
Individual Force Used: Personal Weapon(Hand/Arm) Control Holds(Control Tech)		◯ Directed ◯ Rescue ◯ Medical Assist		Individual Category: ◯ 1 ⦿ 2 ◯ 3	
☐ Injured ☐ Treated ☐ Admitted	Facility:			Coroner Case #:	

E 3

Employee #: [redacted]	Last Name: Williams	First Name: Stephen	Middle I.: E.	Rank: B-1	
Sex: ⦿ M ⦿ F	Race: W	Height: 6'00"	Weight: 225	Age: 38	Shift: ◯ EM ◯ Day ⦿ PM; ◯ Regular Shift ⦿ OT Shift ◯ Off Duty
Unit of Assignment: Compton Station		Work Assignment (Unit #, Module, etc.): 285K1 (Overtime from Special Enforcement Bureau)			
Individual Force Used: Control Holds (Control Techniques)		◯ Directed ◯ Rescue ◯ Medical Assist		Individual Category: ⦿ 1 ◯ 2 ◯ 3	
☐ Injured ☐ Treated ☐ Admitted	Facility:			Coroner Case #:	

On Duty Supervisor ☐ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Franco	Valerie	G.	Sgt.	YES ⦿ NO ◯	YES ⦿ NO ◯

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Chang	Francois	H.	Sgt.	YES ◯ NO ⦿	YES ◯ NO ⦿

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Cartmill	Richard	J.	Lt.

LT R. CARTMILL [signature] 2/23/22

Watch Commander / Supervising Lieutenant's **Signature:** Date Copy Provided to Employee by: [redacted] Emp #:

Ron Kopperud

Unit Commander **(Print Name)** Unit Commander's **Signature**: Emp #: Date

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

0 2 1 - 0 9 4 2 4 - 2 8 5 1 - 0 5 5

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Fujiki	David	S.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Compton Station	281S	○ EM ○ Day ● PM	● Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day PM	○ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		27	[redacted]
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

☐ **Additional Witness**

Supervisor's Report on Use of Force
SUSPECT INFORMATION

021 - 09424 - 2851 - 055

Suspect Information

S 1

Last Name	First Name	Middle Name	Armed? Select
Zamora	Victor	Hugo	Firearm (Handgun)

AKA Last Name: | First Name: Moniker "Tone" | Middle Name:

Sex	Race	Age	Height	Weight	D.O.B	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
(●) Male ○ Female	H	34	5'03"	190	07/12/87	None	None

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 6234069 | Primary Charge Code: 664/187 on PO | Secondary Charge Code: 664/215 PC | ☒ Criminal History

Treated on Scene? (●) YES ○ NO | Name: LA County Fire Dept | Unit: Eng #31 | Phone #: 310-638-6121

Hospital Admission? ☐ | Rec'd Treatment At: St Francis Hospital | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Dr. Randy Woo | Address: 3630 E. Imperial Hwy , Lynwood CA | Phone #: 310-900-8900

Under Influence: ○ YES (●) NO | Substance: None | 5150 a factor in force? ○ YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 08/26/21 | Time: 1741 | ☒ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ○ Male ○ Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ○ H ○ W ○ C | Phone #2: ○ H ○ W ○ C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ○ YES ○ NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ○ YES ○ NO | Substance: | 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ○ Male ○ Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ○ H ○ W ○ C | Phone #2: ○ H ○ W ○ C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ○ YES ○ NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ○ YES ○ NO | Substance: | 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force

0 2 1 - 0 9 4 2 4 - 2 8 5 1 - 0 5 5

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Zamora	S#1	Tobias	E#1	HR	NN	
Zamora	S#1	Tobias	E#1	RS	NN	
Tobias	E#1	Zamora	S#1	TD	NN	AD
Tobias	E#1	Zamora	S#1	CT	NN	AR
Cervantes	E#2	Zamora	S#1	CT	NN	AR
Cervantes	E#2	Zamora	S#1	PH	NN	FA
Williams	E#3	Zamora	S#1	CT	NN	AR

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**On-duty, Non-Hit Shooting**
IAB FILE NUMBER:	**SH2538053 / FO2538048**
URN#:	**021-09424-2851-055**
DATE/TIME:	**August 19, 2021, 1644 hours**
LOCATION:	**14900 South Atlantic Avenue, East Rancho Dominguez, California 90221**

SYNOPSIS

On Thursday, August 19, 2021, Internal Affairs Bureau (IAB) investigator Sergeants Monica Kitchin and Adrian Guillen, and Lieutenant Rick Cartmill responded to 14900 South Atlantic Avenue, in the unincorporated area of East Rancho Dominguez, to investigate an on-duty, non-hit shooting incident involving Sergeant Valerie Franco, Sergeant David Fujiki, and Deputy Juan Tobias. Sergeant Francois Chang was the handling IAB investigator in this case. The incident was reported under URN #021-09424-2851-055 [**Exhibit A**].

IAB investigators confirmed the watch commander, Sergeant Javier Cruz, #[redacted] took reasonable steps to ensure the involved and witness employees did not discuss the incident amongst themselves or with uninvolved persons prior to being interviewed by the assigned detectives. IAB investigators also ensured the watch commander knew the involved and witness employees should not collectively consult with their representative. IAB investigators verified the incident commander took reasonable steps to have the involved and witness employees remain in the company of a supervisor until they provided a statement to the assigned detectives.

Immediately after the deputy-involved shooting and on subsequent dates, Operation Safe Streets (OSS) Bureau detectives David Aviles, #[redacted] Arthur Garcia, #[redacted] and IAB investigators attempted to find witnesses. Witness statements were documented herein.

SUMMARY

On August 19, 2021, at 0919 hours, Deputy Francisco Velazquez, #[redacted] was assigned a sexual assault investigation. During his investigation, Deputy Velazquez learned a rape occurred in the late evening of August 18, 2021, which continued into the early morning of August 19, 2021, at the Patio Motel, in the city of Compton (**Miscellaneous Documents, Incident Report by Deputy Velazquez**). The victim said her [redacted] Victor Zamora (suspect), raped her.

Due to the nature of the call, Deputy Velazquez telephoned Special Victims Bureau (SVB) Sergeant Jose Ramos, #[redacted] to notify him of the allegation, and to ask for guidance on the sexual assault investigation. Deputy Velazquez and Sergeant Ramos discussed the circumstances of the sexual assault. Sergeant Ramos requested for the suspect's vehicle license plate number and motel room registration information where the crime occurred. Sergeant Ramos discussed additional investigative options and suggested Deputy Velazquez discuss the matter with his field sergeant before proceeding further. Deputy Velazquez telephoned his field supervisor, Sergeant Valerie Franco, and discussed the circumstances of the sexual assault and investigative options mentioned by Sergeant Ramos. Deputy Velazquez could not recall if he told Sergeant Franco about the level of violence used during the sexual assault, such as if the suspect used a firearm, but said, "I'm pretty sure I mentioned a gun" (**Velazquez Transcript, page 13**).

Sergeant Franco evaluated what Deputy Velazquez told her about the sexual assault but said details about the suspect's firearm, and if it was used in this incident, were preliminary. Although the suspect allegedly used a firearm during the sexual assault, Sergeant Franco said the victim's mention of the firearm was "conflicting," adding it was unclear if the victim saw a firearm or knew of its location. Sergeant Franco said, Deputy Velazquez could not clarify additional firearm details with the sexual assault victim, since she was being medically evaluated at the time. Additionally, confirmation the suspect used a firearm in the assault would not have changed Sergeant Franco's tactics in this incident. The sexual assault report was not completed at this time and the investigation was on-going.

Sergeant Franco decided to conduct additional follow-up investigation by obtaining the suspect's vehicle license plate number and motel room registration information. Sergeant Franco enlisted Sergeant David Fujiki and Deputy Juan Tobias to assist her in this mission. Sergeant Franco did not discuss the sexual assault incident or her follow-up mission with the watch commander since she had no intention to contact the suspect. Sergeant Franco elaborated and said, she would have consulted the watch commander and hailed additional Department resources, such as SEB, if she intended on conducting a pre-planned search operation or contacting the suspect.

Sergeants Franco, Fujiki, and Deputy Tobias devised a tactical plan to safely obtain the above information. The tactical plan entailed contingency plans for who would transmit emergency radio traffic, what hospital they would use, and a clandestine approach to

the motel. Sergeant Franco emphasized her desire to avoid making any contact with the suspect, whose photograph they had viewed by using Department resources. Sergeants Franco, Fujiki, and Deputy Tobias believed there was minimal probability the suspect would still be at the crime scene based on the time elapsed from when the crime occurred, coupled with a motel's typical check-out time.

Sergeants Franco and Fujiki drove together, in the same patrol vehicle, in tandem with Deputy Tobias, who drove separately in his patrol vehicle to the motel. Upon their arrival, they parked in an alley, out of the motel guest's view and clandestinely walked to the motel's rear, east driveway. Sergeants Franco, Fujiki, and Deputy Tobias peered into the courtyard of the motel's parking lot, saw a vehicle that matched the description of the suspect's vehicle parked in a stall at the southwest corner, and noted its license plate number. Despite seeing the suspect's possible vehicle, Sergeants Franco, Fujiki, and Deputy Tobias did not query its license plate, request for additional deputy personnel to respond, nor discuss their heightened level of concern amongst each other. Sergeant Franco emphasized, "We're not there to engage [the suspect]," (**Franco Transcript, 1st interview, page 13**) or investigate the incident other than obtaining the license plate and room registration. Sergeants Franco, Fujiki, and Deputy Tobias endeavored to complete their follow-up by obtaining the suspect's room registration information.

Deputy Tobias returned to his patrol vehicle and repositioned it to the front, west driveway of the motel and parked out of the motel guest's view. Deputy Tobias walked to the motel's registration window to obtain the suspect's room registration information. Sergeants Franco and Fujiki heard Deputy Tobias transmit over the "direct" or "LTAC" function of their radio, that he saw "movement from the window" and assumed it was in reference to the suspect's motel room. Within seconds of this transmission, Sergeants Fujiki and Franco heard Deputy Tobias yell at someone to show their hands.

> **IAB Note:** The "direct" radio function allows deputies to communicate within a short distance away from each other and is not recorded. "LTAC" is a local tactical channel assigned to a station/s. This channel is used for tactical coordination within a station area.

Deputy Tobias said, the suspect suddenly walked out of his room, looked at him, and retrieved a firearm from his waistband. Deputy Tobias sprinted toward an adjacent vehicle for cover and drew his firearm, whilst loudly commanding the suspect to show his hands.

Deputy Tobias heard the suspect fire one round and believed the suspect was trying to kill him. Deputy Tobias maneuvered behind a parked vehicle for cover, aimed his firearm at the suspect, and returned fire. Deputy Tobias and the suspect continued to maneuver around parked vehicles for cover as the gun battle ensued between them. All the while, Deputy Tobias was conscious of his shooting backdrop, careful to avoid crossfire and civilian casualties. Deputy Tobias estimated the shooting incident occurred over a span of two to three seconds.

The suspect ran through the east driveway, where Sergeants Franco and Fujiki were awaiting in the alley, at the mouth of the driveway. Sergeants Franco and Fujiki saw the suspect run toward them with a firearm in his right hand. As the suspect entered the alley, he extended his right arm, pointed his firearm at Sergeants Franco and Fujiki, and pulled the trigger. See Sergeant Fujiki's body-worn-camera (BWC) video that depicts the suspect's actions during the beginning of this incident [**Exhibit B, Sergeant Fujiki**].

Sergeants Franco and Fujiki feared for their lives, and simultaneously fired their firearms at the suspect. The suspect threw his firearm to the ground and stumbled as he ran north through the alley. Sergeant Franco transmitted emergent radio traffic she was involved in a deputy-involved shooting [**Exhibit C, Patch Traffic**]. Sergeants Franco and Fujiki went in foot pursuit of the suspect, north through the alley, west through apartment complexes, and across Atlantic Avenue, where the suspect hid inside a garage. Sergeant Fujiki ended the foot pursuit and tried to contain the area by requesting assisting deputies to his location, at [redacted]

> **IAB Note:** The 1st foot pursuit covered approximately 560 feet and lasted approximately 1 minute, 50 seconds.

Meanwhile, Deputy Tobias heard Sergeant Fujiki's radio traffic of the suspect's location and responded to the terminus of the first foot pursuit. Deputy Tobias re-joined Sergeant Franco to contain the area where the suspect hid. Sergeant Franco and Deputy Tobias were one property south of Sergeant Fujiki at [redacted] Sergeant Franco and Deputy Tobias ran west, to the north/south alley, to contain the rear of the location. Suddenly, the suspect appeared in the alley from approximately 25 feet away and was running south toward Sergeant Franco and Deputy Tobias. The suspect immediately turned around and ran north toward San Vicente Street. Sergeant Franco and Deputy Tobias initiated a second foot pursuit of the suspect and transmitted their location. The suspect ran east on San Vicente Street toward a black Mustang, then stopped at the intersection, ending the foot pursuit.

> **IAB Note:** The 2nd foot pursuit covered approximately 300 feet and lasted approximately 20 seconds.

The suspect jumped onto the Mustang's hood but fell onto the ground when the driver suddenly accelerated and abruptly stopped his vehicle. Sergeant Franco and Deputy Tobias believed the suspect attempted to carjack the driver of the Mustang. The suspect stood up from the ground and refused to comply with Deputy Tobias' commands to get on the ground.

Deputy Steven Cervantes arrived, and Deputy Tobias took the suspect to the ground. See Deputy Cervantes' BWC video that depicts the suspect's arrest and use of force by deputy personnel [**Exhibit B, Deputy Cervantes**]. Deputies Tobias and Cervantes wrestled with the suspect on the ground to handcuff him. Moments later, Sergeant Fujiki and Deputy Stephen Williams arrived, respectively. Deputy Cervantes punched the suspect once in the face, which caused the suspect to lessen his resistance.

Deputies Cervantes and Williams handcuffed the suspect without any further use of force and arrested him.

The suspect was medically treated in the field and transported to a hospital for possible injuries and complaints of pain. Saint Francis Medical Center, Dr. Woo, diagnosed the suspect with a contusion to the left side of his face and nasal fracture. The suspect was subsequently given medical clearance for booking [**Exhibit D**].

> **IAB Note:** IAB investigators spoke to the following civilians to have them elaborate on their statements given to deputies about the shooting incident:



1. [redacted] [redacted]
2.
3.
4.

The listed civilians declined to be audio recorded and did not elaborate, nor provide additional information than what was already documented in the supplemental reports herein. However, Mr. [redacted] told IAB investigators he saw the suspect running away, while holding a firearm, immediately after the shooting occurred in the parking lot of the Patio Motel. Mr. [redacted] described the suspect as a male Hispanic, short hair, wearing a t-shirt, shorts, and had tattoos on his arms.

INVOLVED EMPLOYEE AND WORK HISTORY

Juan Jose Tobias, Deputy, #[redacted]
Central Patrol Division
Compton Station

Work History

Date of Employment:	04/19/2001
Date Assigned to Patrol/Compton Station:	11/05/2017
Date Completed Patrol Training:	[redacted]
Prior Shooting Incidents:	
Prior Category 3 Force Incidents:	



Equipment Worn on Person

Class A Uniform, Long Sleeve
Internal ballistic vest
Basket-weave Sam Browne gun belt containing:
ASP expandable baton
Radio holder with portable radio
Flashlight
Two handcuff cases containing handcuffs

Oleoresin Capsicum (OC) spray
Sidearm; Beretta, model 92G Elite – Langdon Tactical, and affixed Surefire X-300 Ultra weapon light, containing one ammunition magazine
Magazine pouch containing two additional magazines
Knife
Sap
Body-worn Camera

David Shigeo Fujiki, Sergeant, #[redacted]
Central Patrol Division
Compton Station

Work History

Date of Employment: 04/30/2007
Date Assigned to Patrol/[redacted]
Date Completed Patrol Training:
Prior Shooting Incidents:
Prior Category 3 Force Incidents:
[redacted]

Equipment Worn on Person

Class A Uniform, Long Sleeve
Nylon Sam Browne gun belt containing:
Magazine pouch containing two additional magazines
Radio holder with portable radio
Two handcuff cases containing handcuffs
Sidearm; Sig Sauer, model P226 Elite, and affixed Surefire X-300 Ultra weapon light, containing one ammunition magazine
Body-worn Camera

Valerie Grace Franco, Sergeant, #[redacted]
Central Patrol Division
Compton Station

Work History

Date of Employment: 08/27/2001
Date Assigned to Patrol[redacted]
Date Completed Patrol Training:
Prior Shooting Incidents:
Prior Category 3 Force Incidents:

[redacted]

Equipment Worn on Person

Class A Uniform, Long Sleeve
Internal ballistic vest
Nylon Sam Browne gun belt containing:
Magazine pouch containing two additional magazines
Radio holder with portable radio
ASP expandable baton
Two handcuff cases containing handcuffs
Sidearm; Smith & Wesson, model M&P 2.0, and affixed Surefire X-300 Ultra weapon light, containing one ammunition magazine
Keys
Knife
Body-worn Camera

Steven Anthony Cervantes, Deputy, #[redacted]
East Patrol Division
San Dimas Station

Work History

Date of Employment:	04/21/2016
Date Assigned to Patrol/San Dimas Station:	08/25/2019
Date Completed Patrol Training:	[redacted]
Prior Shooting Incidents:	
Prior Category 3 Force Incidents:	

Equipment Worn on Person

Class A Uniform, Short Sleeve
Internal ballistic vest
Basket Weave Sam Browne gun belt containing:
Magazine pouch containing two additional magazines
Tourniquet
ASP expandable baton
Radio holder with portable radio
Two handcuff cases containing handcuffs
Sidearm; Smith & Wesson, model M&P 2.0,
Keys
Oleoresin Capsicum (OC) spray
Body-worn Camera

Stephen Eugene Williams, Deputy, #[redacted]
Special Operations Division
Special Enforcement Bureau – Canine Detail

Work History

Date of Employment: 02/28/2011
Date Assigned to Patrol[redacted]
Date Completed Patrol Training: [redacted]
Prior Shooting Incidents:
Prior Category 3 Force Incidents:

Equipment Worn on Person

Class A Uniform, Short Sleeve
Internal ballistic vest
Basket Weave Sam Browne gun belt containing:
Magazine pouch containing two additional magazines
Tourniquet
ASP expandable baton
Radio holder with portable radio
Two handcuff cases containing handcuffs
Sidearm; Smith & Wesson, model M&P 2.0,
Keys
Oleoresin Capsicum (OC) spray

SUSPECT INFORMATION

Suspect: Victor Hugo Zamora, Booking #6234069
M/H, DOB: 07/12/87, 5'03," 190 lbs., black hair/ black eyes
Address: [redacted]
CII# [redacted] MAIN# [redacted] FBI# [redacted]

Suspect Zamora was previously [redacted] (**Miscellaneous Documents, CCHRS Printout**).

SUSPECT INJURIES:

Suspect Zamora:
Fractured nose and contusion to the left side of Suspect Zamora's face. See photographs depicting Suspect Zamora's injuries [**Exhibit E**]. IAB investigators attempted to speak to Dr. Woo regarding the suspect's injuries, however, he declined to opine whatsoever.

DEPUTY PERSONNEL INJURIES

None.

PHYSICAL EVIDENCE

All physical evidence was located and collected under the direction of OSS Bureau detectives. They were assisted by IAB investigators and LASD, Scientific Services Bureau (SSB), Forensic Identification Specialists II Jane G. Mak, #[redacted] and Laura R. Monzon, #[redacted] SSB personnel took photographs of the crime scene [**Exhibit F**]. Multiple expended 9mm shell casings, bullet fragments, and polymer 80 firearm, used by the suspect, were found by deputy personnel at the scene of the shooting incident. The slide of the suspect's firearm was gray in color and the frame was green in color. The magazine to the suspect's firearm had an unknown number of live 9mm rounds and one (1) expended shell casing in the firearm's chamber. For descriptions of the evidence collected and where it was found, see the County of Los Angeles Sheriff's Department Reports [**Exhibit A**].

INVESTIGATOR'S OBSERVATIONS

Approximately two hours transpired from the time of the shooting to the time of arrival by IAB investigators.

IAB investigators noted the shooting incident occurred in the parking lot of the Patio Motel, located at 14900 South Atlantic Avenue, East Rancho Dominguez, and in the north/south alley, east of the motel.

The Patio Motel was on a commercial street, with residential single-family homes and apartment complexes to the rear (east) and north of it. The motel had two vehicle entry/exit driveways located to the west and east. There were numerous parked vehicles within the parking lot of the Patio Motel. The suspect's vehicle (Chevy Avalanche, license plate #[redacted]) was parked, facing north, in the first parking space at the southwest corner of the motel parking lot. The suspect's motel room #[redacted] was adjacent, southeast, of his parked vehicle.

Compton Station Deputy Eric A. Sandoval, #[redacted] along with OSS Detectives Aviles and Garcia, found three (3) expended 9mm shell casings at the southwest corner of the parking lot of the motel, one (1) bullet fragment on the concrete, north of room #[redacted] of the motel, one (1) bullet fragment beneath a white truck, near the east driveway leading to the alley out of the motel parking lot, one (1) bullet fragment on the concrete, north of the west driveway of the motel, two (2) expended 9mm shell casings and one live 9mm round in the north/south alley behind (east) the motel, adjacent to the motel's east driveway.

FIREARM USED BY DEPUTY TOBIAS

Deputy Tobias fired six (6) rounds from his Department authorized, 9mm, Beretta, model 92G Elite – Langdon Tactical, semiautomatic pistol, serial number [redacted] The firearm was equipped with a tactical light and grip switch. The magazine contained twelve (12) live Luger 9mm rounds, with no (0) live rounds in the chamber. LASD Crime

Lab personnel retained the firearm, magazine and ammunition pending a forensic examination by the LASD Scientific Services Bureau, Firearms Identification Section. Scientific Services Bureau, Senior Criminalist April A. Whitehead, #[redacted] examined Deputy Tobias' firearm and determined it to be functional [**Exhibit G, Function Test**].

Date last qualified with firearm (Beretta): [redacted]
Date certified with firearm (Beretta):

FIREARM USED BY SERGEANT FUJIKI

Sergeant Fujiki fired two (2) rounds from his Department authorized, 9mm, Sig Sauer, model P226 Elite, semiautomatic pistol, serial number [redacted] The firearm was equipped with a tactical light and grip switch. The magazine contained fifteen (15) live Luger 9mm rounds, with (1) live round in the chamber. LASD Crime Lab personnel retained the firearm, magazine, and ammunition pending a forensic examination by the LASD Scientific Services Bureau, Firearms Identification Section. Scientific Services Bureau, Senior Criminalist Anny H. Wu, #[redacted] examined Deputy Fujiki's firearm and determined it to be functional [**Exhibit G, Function Test**].

Date last qualified with firearm (Sig Sauer): [redacted]
Date certified with firearm (Sig Sauer):

FIREARM USED BY SERGEANT FRANCO

Sergeant Franco fired one (1) round from her Department authorized, 9mm, Smith & Wesson, model M2.0, semiautomatic pistol, serial number [redacted] The firearm was equipped with a tactical light and grip switch. The magazine contained sixteen (16) live Luger 9mm rounds, with (1) live round in the chamber. LASD Crime Lab personnel retained the firearm, magazine and ammunition pending a forensic examination by the LASD Scientific Services Bureau, Firearms Identification Section. Scientific Services Bureau, Senior Criminalist Anny H. Wu, #[redacted] examined Sergeant Franco's firearm and determined it to be functional [**Exhibit G, Function Test**].

Date last qualified with firearm (Smith and Wesson): [redacted]
Date certified with firearm (Smith and Wesson):

FIREARM USED BY SUSPECT ZAMORA

Polymer 80, "Ghost Gun." This is an illegal firearm with no identifying information such as serial numbers, brand, or model. There was one (1) expended shell casing in the chamber and a loaded magazine seated in the well of the firearm. The magazine was a fifteen (15) round capacity polymer, Magpull brand, with eleven (11) live rounds within it per Senior Criminalist Tracy Peck, #[redacted] At the time of this report, the suspect's firearm and ammunition were presently awaiting to be tested for biological evidence and a functionality test.

PROPERTY DAMAGE

OSS Detective Aviles identified apparent bullet strikes to the transparent sunroof and hood of a vehicle parked in the southeast parking stall of the motel parking lot and to the outside of room #[redacted] of the Patio Motel. See photographs of damaged vehicle and motel building, sequentially labeled 1a to 1j and 2a to 2j respectively in the CD of crime scene photographs [**Exhibit F**].

CRIMINAL INVESTIGATION

The criminal investigation into this incident was handled by OSS Detectives Aviles and Garcia. The Los Angeles County District Attorney's Office charged the suspect, under case number TA155326, with thirteen (13) felony counts including the following:

- Three (3) counts of attempt murder – 664-187(a) PC
- Three (3) counts of assault with a deadly weapon (firearm) against a peace officer – 245(d)(2) PC
- One (1) count of felon in possession of a firearm – 29800(a)(1) PC
- One (1) count of attempt carjacking – 664-215(a) PC
- One (1) count of rape through force – 261(a)(2) PC
- One (1) count of felony spousal assault – 273.5(a) PC
- One (1) count of assault with a deadly weapon (firearm) – 245(b) PC
- One (1) count of criminal threats – 422(a) PC
- One (1) count of intimidating a witness – 136.1(c)(1) PC

The suspect's bail was initially set at $3,485,000 and his pretrial conference hearing date was continued to July 12, 2022 (**Miscellaneous Documents, Minute Order**).

STATEMENTS

The following narratives are intended only as a synopsis of the interviews which have been paraphrased for clarification purposes. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

INVOLVED EMPLOYEE STATEMENTS

Involved Employee – Deputy Juan Tobias

Deputy Tobias was interviewed at the IAB office by IAB Sergeants Chang and Dennis Pogodayev, #[redacted] on August 26, 2021, and May 24, 2022. He was represented by Attorney Amy Johnson of Rains, Lucia, Stern. The following is a summary of the interview:

On August 19, 2021, Deputy Tobias was assigned to work in a single person patrol vehicle as Unit 284B on PM shift. Deputy Tobias saw Sergeants Franco and Fujiki in

the Compton Station parking lot and learned they were about to leave to conduct follow-up on a sexual assault investigation at the Patio Motel. Since Deputy Tobias was much more familiar with the layout of the motel, compared to Sergeants Franco and Fujiki, who had no previous experience working Compton Station as patrol deputies, he volunteered to assist them with the follow-up.

Deputy Tobias did not have complete details about the sexual assault, such as if the suspect used a weapon, was armed with a firearm, or how much time had elapsed from when the crime occurred. Sergeant Franco told Deputy Tobias her intention for the follow-up was to get the suspect's vehicle license plate number and motel room registration information to room number #16, where the crime occurred. Deputy Tobias saw a photograph of the suspect and was given a description of his vehicle. Based on the information Deputy Tobias had at the time, he believed there was a 25% chance the suspect was still at the motel.

Sergeants Franco, Fujiki, and Deputy Tobias devised a tactical plan to conduct their follow-up at the motel. To minimize visibility of their law enforcement presence, Sergeants Franco, Fujiki, and Deputy Tobias parked their patrol vehicles out of the motel guests' view. Sergeant Franco was assigned "hot radio" to transmit emergency radio traffic in case something went wrong, and they discussed what hospital and route they would use during a medical emergency. Additionally, they discussed their approach to the motel, on foot, to avoid detection by the motel guests, as well as positioning themselves in an "L" configuration around the motel. Deputy Tobias believed if they encountered the suspect, their tactical position would create a "tactical dilemma" for him, resulting in his surrender.

> **IAB Note:** As defined by the Department, tactical dilemma is "A choice between two or more disagreeable alternatives. The goal of every adversarial operation is to place the suspect in a position where surrender is likely, and resistance is futile. Dilemmas can be created with space or time," MPP 3-10/150.00 – Tactical Incidents.

Upon Sergeants Franco, Fujiki, and Deputy Tobias' arrival at the motel, they parked their patrol vehicles in the north/south alley, southeast (rear) of the motel and approached it on foot. Sergeants Franco, Fujiki, and Deputy Tobias used a cinder block wall, and other vehicles parked in the area as cover and concealment, as they looked in the motel's parking lot for the suspect's vehicle. Deputy Tobias saw a vehicle, resembling the suspect's vehicle, parked in the motel's parking lot and noted the license plate number. Although the vehicle heightened Deputy Tobias' awareness of the suspect's possible presence, the registered owner was not confirmed. Deputy Tobias endeavored to get the suspect's motel room registration information to complete their follow-up. Deputy Tobias did not want to alert motel guests of their presence by walking across the parking lot to the motel's registration office and returned to his patrol vehicle.

Deputy Tobias drove north through the alley, around the block, and parked southwest of the motel, along the east curb line of Atlantic Avenue, facing south. Deputy Tobias

clandestinely walked to the motel's south facing registration window, located beneath an awning in the west driveway. Deputy Tobias spoke to a motel employee and asked for the manager. The employee told Deputy Tobias to wait while he fetched the manager and walked out of view. Deputy Tobias believed there was no direct line of sight from the suspect's motel room #[redacted] to the motel's registration window.

> **IAB Note:** Deputy Tobias could not recall if he transmitted seeing movement in a window as Sergeants Fujiki and Franco had stated.

As Deputy Tobias waited for the motel's manager for approximately one minute, he saw a male Hispanic (suspect) wearing a red shirt and black shorts walking north through the motel's parking lot. Deputy Tobias did not immediately recognize the suspect, but kept watching him, as a precaution. The suspect faced Deputy Tobias with his "eyebrows wrinkling" and "upper lip curling." Suddenly, the suspect reached for his waistband, lifted his shirt, and retrieved a firearm. Deputy Tobias was surprised to see the suspect and had no time to avoid the suspect's detection. Deputy Tobias elaborated and said the shooting incident happened in the "blink of an eye."

Deputy Tobias sprinted toward the first vehicle (suspect's vehicle) south of him and took cover behind the engine block as he yelled, "Drop the gun. Let me see your hands!" Deputy Tobias heard the suspect fire one round and believed the suspect was trying to "kill" him. Deputy Tobias maneuvered laterally, while behind cover of the suspect's vehicle, drew his firearm, aligned his sights on the suspect, and returned fire. Deputy Tobias did not know if he hit the suspect.

Deputy Tobias saw the suspect point his firearm at him and fire two additional rounds. Deputy Tobias dove for cover, again, behind the suspect's vehicle. Deputy Tobias maneuvered away from his original position, aligned his sights on the suspect, and returned two rounds of fire. The suspect also maneuvered parallel, southbound and northbound, in the same direction as Deputy Tobias, as he continued his assault on him.

As the gun battle ensued, the suspect fired a fourth round at Deputy Tobias. Deputy Tobias returned two rounds of fire at the suspect. The suspect ran through the walkway where Sergeants Franco and Fujiki were positioned in the alley at the rear of the motel. Deputy Tobias checked himself for injuries, and for innocent civilians in the motel's parking lot, to ensure no one was hit by the gunfire.

Deputy Tobias constantly maintained awareness of his backdrop and any potential crossfire hazard during the gun battle. Deputy Tobias' backdrop was the motel's wall. Sergeants Franco and Fujiki had repositioned themselves behind the motel. The gun battle occurred over an estimated distance of 50 feet. Deputy Tobias estimated he fired six rounds.

> **IAB Note:** Deputy Tobias stated, prior to the shooting, his firearm's magazine was filled to capacity, 18 rounds, with one round in the chamber, for a total of 19

rounds. However, a round count conducted by IAB investigators revealed there were 12 rounds in the magazine and the chamber was empty, leaving one round unaccounted for –The missing round could not be explained (**Exhibit C, Round Count**).

Deputy Tobias heard Sergeants Franco and Fujiki transmit there was a deputy-involved shooting at their location and that the suspect ran north in the alley, then west through some apartments. Deputy Tobias believed the suspect might return to the motel to flank him, so he tactically positioned himself behind cover in anticipation of the suspect's return. Deputy Tobias heard an updated radio transmission that the suspect ran across Atlantic Avenue, away from his location, and the suspect's firearm was in the alley.

Deputy Tobias entered his patrol vehicle and drove north on Atlantic Avenue toward Sergeant Franco who was standing on the west side of the street, in front of a black gate. Deputy Tobias parked his patrol vehicle and joined Sergeant Franco who told him Sergeant Fujiki was on a containment spot north of them, and that the suspect was possibly running west through the buildings. Deputy Tobias and Sergeant Franco saw numerous people standing outside their apartments and told them to go inside as they made their way west, through an apartment complex, to a containment spot in a north/south alley.

Moments after entering the north/south alley, Deputy Tobias saw the suspect, from 20 to 30 feet away, running south toward him. The suspect immediately turned around and ran north. Although Deputy Tobias saw the suspect's hands free of weapons, he still considered him armed and said, "...possibly if you have one gun, you have another one. So, there was a possibility he could have had another one [gun]" (**Tobias Transcript, 1st interview, page 20**).

Sergeant Franco and Deputy Tobias went in foot pursuit of the suspect as they ran north in the alley toward San Vicente Street.

> **IAB Note:** Deputy Tobias estimated the foot pursuit lasted a few seconds and covered 30 to 40 yards.

Deputy Tobias commanded the suspect to get on the ground to no avail. Deputy Tobias transmitted they were in foot pursuit of the suspect and relayed the suspect's description, along with their direction of travel. As Deputy Tobias and Sergeant Franco closed the distance to the suspect, the suspect ran east from the terminus of the alley, onto San Vicente Street. Deputy Tobias pursued the suspect, and "cut the pie," never losing sight of him.

> **IAB Note:** "Cutting or slicing the pie" is a law enforcement technique to explain maneuvering around a corner, object, or doorway to maintain a tactical position of advantage over potential threats of assault.

The suspect ran along the south curb line and into the middle of San Vicente Street, where a Mustang was stopped at a red light. By this time, Sergeant Franco and Deputy Tobias were six to eight feet away from the suspect. The suspect ran toward the driver's door and attempted to open it, but the vehicle inched forward. Deputy Tobias believed the suspect attempted to carjack the driver of the Mustang, and he commanded the suspect to get on the ground as he detained him at gunpoint. The suspect ignored Deputy Tobias' commands and climbed onto the hood of the Mustang as it began to drive away. Suddenly, the Mustang's brake lights illuminated as it came to an abrupt stop. The suspect rolled off the hood of the Mustang and fell onto the ground. The suspect stood up, walked north, away from Deputy Tobias, ignoring commands to surrender. Deputy Tobias continued to detain the suspect at gunpoint, commanded him to show his hands and get on the ground to no avail.

Upon Deputy Cervantes arrival, Sergeant Franco ordered him and Deputy Tobias to take the suspect into custody. Deputy Tobias holstered his weapon as he and Deputy Cervantes approached the suspect's left and right side respectively. Deputy Tobias grabbed the suspect's left shoulder and spun him, using the momentum to take him to the ground. The suspect landed on his stomach, along with Deputy Tobias next to the suspect's right shoulder. The suspect tried to use his hand to push himself off the ground, whilst one of his hands was tucked beneath his body. Deputy Tobias used his hands to maintain control of the suspect while on the ground. Deputy Tobias' arrest of the suspect was captured on Deputy Cervantes' BWC [**Exhibit B, Deputy Cervantes**], video counter 1:00. The video depicted Deputy Tobias using his left hand at the back, base of the suspect's neck, to control the suspect while on the ground.

Deputies Tobias and Cervantes commanded the suspect to show his hands, ultimately bringing his hands to his rear, and handcuffing him. Deputy Williams arrived, but Deputy Tobias could not recall what he did. Deputy Tobias was unaware of any force used thereafter. Deputy Tobias was unaware of any injuries or complaints of pain by the suspect. Deputy Tobias was unaware of any statement made to harm the suspect.

Deputy Tobias did not activate his BWC during the incident, since he was focused on the tactics of the rapidly evolving and dynamic situation. Deputy Tobias was trained on the use of the BWC on November 9, 2020. Deputy Tobias drew a diagram depicting his approximate positioning and foot pursuit route during this shooting incident [**Exhibit H**].

Involved Employee – Sergeant David Fujiki

Sergeant Fujiki was interviewed at the IAB office by IAB Sergeants Chang and Pogodayev on August 26, 2021, and June 13, 2022. He was represented by Attorney Elizabeth Gibbons from the Gibbons Firm. The following is a summary of the interview:

On August 19, 2021, Sergeant Fujiki was assigned to work a single person patrol vehicle as Unit 281S on PM shift. Sergeant Fujiki learned Sergeant Franco was about conduct follow-up on a sexual assault investigation at the Patio Motel. Sergeant Fujiki

volunteered to assist Sergeant Franco with the follow-up and partnered up with her as the passenger in her patrol vehicle.

Sergeant Fujiki did not have complete details about the sexual assault, but recalled Sergeant Franco told him the suspect's name, a firearm was possibly used during the sexual assault, and a description of the suspect's vehicle. Sergeant Fujiki did not seek clarification as to whether a firearm was used in the assault, because he "assumed" deputy personnel would have specified if it was confirmed. Additionally, Sergeant Fujiki said he would not have changed his tactics in this incident, even if he knew the suspect had used a firearm in the assault. Sergeant Fujiki was told someone from the SVB requested additional information about the suspect, such as the suspect's vehicle license plate number and motel registration information to room #[redacted] Sergeant Franco specifically told Sergeant Fujiki she had no intention to contact the suspect. Sergeant Fujiki also saw a photograph of the suspect and was given a description of his vehicle. Based on the information Sergeant Fujiki had at the time, he believed there was a "medium probability" the suspect was still at the motel.

Sergeants Franco, Fujiki, and Deputy Tobias devised a tactical plan to conduct their follow-up at the motel. Sergeant Fujiki was not aware if anyone discussed the sexual assault with the watch commander prior to doing follow-up at the motel. To minimize visibility of their law enforcement presence at the motel, Sergeants Franco, Fujiki, and Deputy Tobias parked their patrol vehicles in the north/south alley, southeast of the motel. Sergeants Franco, Fujiki, and Deputy Tobias determined they would approach the motel on foot, through the east driveway, to see if the suspect's vehicle was there and obtain the license plate number.

Sergeants Franco, Fujiki, and Deputy Tobias peered into the motel's parking lot and saw a vehicle matching the description of the suspect's vehicle but did not run the observed license plate. Sergeant Fujiki did not consider querying the license plate because they had no desire to conduct any additional follow-up other than obtaining a possible license plate number along with the suspect's motel room registration information. Sergeant Fujiki did not request for additional deputies, since they had no intention to contact the suspect, coupled with having a reduced number of deputies who were unfamiliar with the area. Regularly assigned deputies, were unavailable since they were attending a funeral procession. To get the suspect's room registration information, Deputy Tobias drove around the block and repositioned himself to the front of the motel, instead of walking through the middle of its parking lot to avoid detection by motel guests.

Sergeants Franco and Fujiki watched over Deputy Tobias, from across the parking lot, as he walked to the motel's registration window. Sergeants Franco and Fujiki saw a vehicle maneuver in the motel's parking lot, which caused them to reposition themselves to the alley to avoid detection. Sergeants Franco and Fujiki briefly lost sight of Deputy Tobias as they maintained their concealment in the alley. Sergeant Fujiki heard Deputy Tobias transmit, via the direct function of his Sheriff's radio, he saw movement from within the window of the suspect's motel room. However, Sergeant

Fujiki did not think it was necessary to halt their follow-up mission, since they just wanted to get information and leave. Within 30 seconds, Sergeant Fujiki heard Deputy Tobias yell, "Let me see your hands. Put your hands up!"

Sergeants Franco and Fujiki re-entered the motel's east driveway, toward the sound of Deputy Tobias' voice, believing he detained the suspect. Upon Sergeant Fujiki's entry to the courtyard area of the parking lot, he saw Deputy Tobias move south as if he was about to take cover behind a vehicle. Deputy Tobias pointed his firearm in a southeast direction but turned his body and aimed in an easterly direction, creating a crossfire situation.

> **IAB Note:** As defined by the Department, crossfire is "A situation created when Department members find themselves in a position where their field fire and/or shooting backdrop is occupied by another Department member who may engage the same intended target," MPP 3-10/150.00 – Tactical Incidents.

Sergeants Fujiki and Franco immediately repositioned themselves behind cover, toward the alley, and heard a volley of approximately five to eight gunshots, over a span of 10 to 20 seconds. Sergeant Franco told Sergeant Fujiki she would transmit emergency radio traffic as they waited at the "mouth" of motel's east driveway. During a lull in the gunshots, Sergeant Fujiki began to "slice the pie" to re-enter the pathway leading to the courtyard of the parking lot. Suddenly, Sergeant Fujiki saw the suspect running toward him with a firearm in his right hand. The suspect pointed the firearm at chest level, with his arm extended at Sergeants Franco and Fujiki. Sergeant Franco stood immediately behind Sergeant Fujiki as they quickly retreated around a corner wall toward the alley. Sergeant Fujiki was unaware if Deputy Tobias was shot and feared for his and Sergeant Franco's lives.

The suspect entered the alley, turned quickly, and extended his arm while pointing a firearm at Sergeants Franco and Fujiki. See still photographs of the suspect holding a firearm taken from Sergeant Fujiki's BWC video [**Exhibit I**]. Sergeant Fujiki lined up his front sight on the suspect, pointed it at center mass, and pulled the trigger two or three times from approximately five feet away. Sergeant Fujiki's firearm did not fire. Sergeant Fujiki cleared his firearm malfunction and saw a live round eject from its chamber. See still photograph of live round ejected from Sergeant Fujiki's firearm, taken from Sergeant Fujiki's BWC [**Exhibit J**].

> **IAB Note:** Sergeant Fujiki's expended live round was examined by SSB personnel for a firing pin impression and reason(s) as to why it did not fire. The examination revealed the live round did not have a firing pin impression. SSB personnel did not opine as to why the round did not fire. See laboratory examination report of 9mm examination by SSB personnel [**Exhibit K**].

Sergeant Fujiki immediately aimed his firearm at the suspect and fired two rounds in a northeast direction, while being conscious of his backdrop, which was a cinder block wall. Sergeant Fujiki could not recall if Sergeant Franco fired her firearm. The suspect

fell to the ground, but stood up, and continued to run north through the alley, along the east side of the cinder block wall. Sergeant Fujiki was unsure if the suspect was shot.

Sergeants Fujiki and Franco went in foot pursuit of the suspect and followed him west through an apartment complex from the alley, toward Atlantic Avenue. Sergeant Fujiki was aware of Sergeant Franco's position during the foot pursuit and heard her transmit emergency radio traffic of their deputy-involved shooting.

Sergeant Fujiki saw the suspect run in a northwest direction, across Atlantic Avenue, into moving traffic. It appeared the suspect tried to open the driver's door of a white Sprinter van to carjack the driver to escape. The van accelerated and the suspect briefly fell to the ground. Sergeant Fujiki commanded the suspect to stop, but the suspect looked at him and continued to run away. Sergeant Franco and Fujiki continued following the suspect by paralleling his route of travel as opposed to running directly behind him to maximize their officer safety.

While on Atlantic Avenue, Sergeant Fujiki realized Sergeant Franco was not immediately behind him and ended his foot pursuit. However, Sergeant Fujiki maintained visual surveillance of the suspect whilst commanding him to stop. Sergeant Fujiki saw the suspect run into an apartment complex at [redacted] and positioned himself at a containment spot to the east. Sergeant Fujiki transmitted the last seen location of the suspect to responding deputies and requested them to position themselves at the rear of the location. Sergeant Franco acknowledged Sergeant Fujiki's radio transmission. Deputy Cervantes arrived and assisted Sergeant Fujiki with containing the east side of the location. Sergeant Fujiki estimated his foot pursuit covered a distance of a few hundred yards over a span of 30 seconds to a minute. Moments later, Sergeant Fujiki heard Deputy Tobias transmit he was in foot pursuit of the suspect, north in an alley, west of him, toward San Vicente Street. Sergeant Fujiki ran north on Atlantic Avenue to San Vicente Street. Upon Sergeant Fujiki's arrival, he saw Deputies Tobias and Cervantes on top of the suspect struggling to handcuff him, since the suspect refused to put his arms behind his back. Another deputy arrived to help arrest the suspect as Sergeant Franco supervised them. Sergeant Franco told Sergeant Fujiki she last saw the suspect's firearm in the alley where the shooting occurred. Sergeant Fujiki determined there were sufficient deputy personnel on-scene arresting the suspect and quickly returned to the shooting scene to preserve the evidence.

Upon Sergeant Fujiki's return to the shooting scene, he saw the suspect's firearm on the ground within the alley. The slide on the suspect's firearm was "locked to the rear," but he could not recall if the firearm's magazine was within it.

Sergeant Fujiki was unaware of any force used thereafter. Sergeant Fujiki was unaware of any injuries or complaints of pain by the suspect. Sergeant Fujiki was unaware of any statement made to harm the suspect.

Sergeant Fujiki did not activate his BWC at the beginning of their follow-up at the motel, but did so when the initial shooting occurred between Deputy Tobias and the suspect. Sergeant Fujiki was [redacted] on the use of the BWC on [redacted] Sergeant Fujiki drew a diagram depicting his approximate positioning and foot pursuit route during this shooting incident [**Exhibit H**].

Involved Employee – Sergeant Valerie Franco

Sergeant Franco was interviewed at the IAB office by IAB Sergeants Chang and Pogodayev on August 26, 2021, and June 6, 2022. She was represented by Attorney Elizabeth Gibbons from the Gibbons Firm. The following is a summary of the interview:

On August 19, 2021, Sergeant Franco was assigned to work a single person patrol vehicle as Unit 280S on PM shift. During the shift, Deputy Velazquez informed Sergeant Franco he was with a rape victim awaiting medical professionals to conduct a sexual assault examination – also known as a Sexual Assault Response Team (SART) exam. Deputy Velazquez told Sergeant Franco the suspect of the assault was the victim's [redacted] who might still be at the Patio Motel, along with the suspect's vehicle. Deputy Velazquez consulted with SVB Sergeant Ramos who requested him to follow-up on the sexual assault investigation by obtaining the suspect vehicle's license plate number and room registration information. Sergeant Ramos also discussed the possibility of Deputy Velazquez and additional deputies doing "call-outs or door-knock," if they "felt comfortable." Sergeant Franco agreed to conduct follow-up on the sexual assault at the Patio Motel and enlisted Sergeant Fujiki and Deputy Tobias to assist.

Sergeant Franco did not have complete details about the sexual assault but recalled there was some conflicting information about the details of the crime. For example, Deputy Velazquez mentioned there might have been a firearm used in the assault, but it was unclear if the victim saw it or knew of its location. Sergeant Franco elaborated in her second interview that Deputy Velazquez could not verify if the suspect used a firearm during the sexual assault, since the victim was inaccessible, due to being medically treated at the time. Moreover, even if she confirmed a firearm was used during the sexual assault, it would not have changed her tactics in this incident since she did not intend to contact the suspect. Sergeant Franco was given the suspect's name, saw a photograph of the suspect, and had a description of his vehicle. Due to several hours elapsing from the time of the sexual assault, Sergeant Franco believed there was "minimal" probability the suspect would still be at the motel.

Sergeants Franco, Fujiki, and Deputy Tobias devised a tactical plan to conduct their follow-up at the motel. Sergeant Franco did not discuss her desire to do follow-up at the motel with the watch commander and emphasized, "We weren't going there to make any contact…absolutely no contact," with the suspect (**Franco Transcript, 1st interview, page 8**). Sergeant Franco's objective was to get the suspect vehicle's license plate number and motel room registration information. To minimize visibility of their law enforcement presence at the motel, Sergeants Franco, Fujiki, and Deputy Tobias parked their patrol vehicles out of the motel guests' view. Additionally,

Sergeants Franco, Fujiki, and Deputy Tobias discussed not walking through the middle of the motel's courtyard parking lot in an effort to remain undetected by the motel's guests.

Sergeant Franco and Deputy Tobias parked their patrol vehicles in the alley, behind the motel. Sergeants Franco, Fujiki, and Deputy Tobias exited their patrol vehicles and peered into the motel's courtyard parking lot. Sergeant Franco saw a vehicle matching the description of the suspect's vehicle and wrote down the license plate number. Sergeant Franco did not consider querying the license plate via her portable radio, nor leaving sight of Deputy Tobias to use her patrol vehicle's mobile digital computer. Sergeant Franco wanted to continuously watch over Deputy Tobias as he repositioned himself to the front of the motel to approach the registration window. Sergeant Franco did not request for additional deputies to respond, since she was only there to gather information, coupled with a limited number of deputies on shift, who were unfamiliar with the area.

Once Deputy Tobias repositioned himself to the front of the motel, Sergeant Franco watched over him, from across the parking lot's east driveway. Sergeant Franco was concealed behind a parked truck, as Deputy Tobias walked to the motel's registration window. Sergeants Franco and Fujiki repositioned themselves into the alley, at the rear of the motel, to remain undetected by a vehicle's driver who was pulling out of the motel's parking lot. Sergeants Franco and Fujiki briefly lost sight of Deputy Tobias when they heard him transmit he saw movement in a window, and two seconds later, command someone, "Let me see your hands!" Sergeant Franco assumed Deputy Tobias was commanding the suspect and "rushed" toward the sound of Deputy Tobias' voice as she followed behind Sergeant Fujiki.

Suddenly, Sergeant Franco heard approximately three gunshots, but did not see who shot. Sergeants Franco and Fujiki retreated to the alley, behind the motel, using a wall for cover. Moments later, the suspect ran through the east driveway and into the alley where Sergeants Franco and Fujiki were now positioned. Sergeant Franco saw the suspect turn toward her and Sergeant Fujiki, extend his right arm, and point a firearm at them. Sergeant Franco saw the suspect pull his firearm's trigger three to four times. The sound of a gunshot startled Sergeant Franco leading her to believe the suspect had just shot at her and Sergeant Fujiki.

Meanwhile, Sergeant Franco recalled seeing Sergeant Fujiki, through her peripheral vision, "racking the slide" of his firearm in what she perceived as a firearm malfunction. Sergeants Franco and Fujiki simultaneously fired their firearms at the suspect from 10 to 12 feet away. Despite Sergeant Franco pulling her trigger multiple times, she only recalled firing once and estimated Sergeant Fujiki fired once. Sergeant Franco was conscious of her backdrop, which she described as a cement block wall, along an empty alley. Despite the suspect pulling his trigger multiple times, his firearm did not continue to fire. The suspect "flung" his firearm at Sergeant Franco and Fujiki's feet. Sergeant Franco reassessed the need to return fire as the suspect tripped and ran north in the alley, away from her.

Sergeants Franco and Fujiki went in foot pursuit of the suspect from 20 to 30 feet away. Sergeant Franco immediately transmitted emergency radio traffic they were involved in a shooting at 14900 Atlantic Avenue, along with the suspect's description. As Sergeants Franco and Fujiki went in foot pursuit of the suspect, they were briefly separated, by approximately 50 feet, after Sergeant Fujiki ran west across Atlantic Avenue. However, Sergeant Franco maintained observation of Sergeant Fujiki and the suspect and opined she could immediately assist Sergeant Fujiki had a confrontation occurred between them.

Sergeant Franco saw Sergeant Fujiki end his foot pursuit on the west side of Atlantic Avenue and heard him transmit the last seen direction of the suspect. Deputy Tobias appeared and joined Sergeant Franco as they made their way west, through an apartment complex courtyard, to a north/south alley. Upon entering the alley, Sergeant Franco saw the suspect running south toward her from 20 to 30 feet away. Sergeant Franco commanded the suspect to get on the ground, but he turned around and ran north through the alley.

Sergeant Franco and Deputy Tobias went in foot pursuit of the suspect as he ran toward San Vicente Street. The suspect ran onto San Vicente Street as Sergeant Franco and Deputy Tobias pursued behind him and closed the distance. The suspect ran to an idling Mustang stopped at the intersection of San Vicente Street and Atlantic Avenue. The suspect grabbed the Mustang's driver's door handle in an apparent attempt to carjack the vehicle. Additionally, Sergeant Franco believed there was a high possibility the suspect could still be armed, despite seeing him discard his firearm at the time of the shooting. The suspect was unsuccessful in opening the driver's door and jumped onto the hood of the Mustang. Suddenly, the Mustang moved forward, and the suspect was either struck by the Mustang or fell backward off the hood, onto the ground. The suspect immediately stood up, raised his hands, and cursed at deputy personnel.

Sergeant Franco and Deputy Tobias detained the suspect at gunpoint and commanded him to get on the ground, but he refused to comply. Deputy Tobias holstered his firearm, grabbed the suspect by the arm, and took him to the ground as another deputy arrived. Deputy Tobias and the other deputy attempted to handcuff the resistive suspect. A third deputy arrived, and the suspect was handcuffed. Sergeant Fujiki arrived moments later as Sergeant Franco transmitted the suspect was in custody, but the suspect's firearm was in the alley where the shooting occurred and needed to be preserved.

Sergeant Franco was unaware of any force used thereafter. Sergeant Franco was unaware of any injuries or complaints of pain by the suspect. Sergeant Franco was unaware of any statement made to harm the suspect.

Sergeant Franco did not activate her BWC prior to the shooting incident because she did not plan to have contact with any civilians in the field. Sergeant Franco did not activate her BWC during the shooting incident because of how quickly everything

unfolded. Sergeant Franco's hands were busy transmitting on her portable radio and holding her firearm. Sergeant Franco was [redacted] on the use of the BWC on [redacted] Sergeant Franco drew a diagram depicting her approximate positioning and foot pursuit route during this shooting incident [**Exhibit H**].

WITNESS STATEMENTS

Witness Employee – Deputy Steven Cervantes

Deputy Cervantes was interviewed at San Dimas Station by IAB Sergeant Chang on October 19, 2021. The following is a summary of the interview:

On August 19, 2021, Deputy Cervantes was assigned to work a single person patrol vehicle as Unit 282A on AM shift. Deputy Cervantes heard radio transmission of a deputy-involved shooting and responded to the shooting location at 14900 Atlantic Avenue.

Upon Deputy Cervantes' arrival to 14900 Atlantic Avenue, he saw a deputy, unknown to him, already on-scene. Based on information from the other deputy, Deputy Cervantes positioned himself on a containment spot, south of the Patio Motel. Deputy Cervantes initially believed the suspect and his vehicle were within the Patio Motel's property.

Deputy Cervantes heard radio transmission the suspect's updated location and that he was running north in an alley. Deputy Cervantes ran north on Atlantic Avenue to help contain the suspect. As Deputy Cervantes approached San Vicente Street, he saw Deputy Tobias and Sergeant Franco detaining the suspect at gunpoint in the middle of the intersection from approximately three feet away. The suspect ignored deputies' commands to get on the ground and tried to walk away.

As Deputy Cervantes approached Deputy Tobias and the suspect, he saw Deputy Tobias take the suspect to the ground. Deputy Tobias and the suspect both fell to the ground. Deputy Cervantes maintained his focus on the suspect's hands, since the suspect had previously shot at deputies, coupled with being unsure if the suspect was still armed with a firearm.

Deputy Cervantes immediately assisted Deputy Tobias to handcuff the suspect. Deputy Cervantes pulled the suspect's left arm behind his back, but the suspect kept resisting by reaching beneath his body, near his stomach, and kicked his legs, as he lay prone on the ground. Deputy Cervantes thought the suspect tried to retrieve a weapon and/or escape.

Deputy Cervantes gave the suspect several commands to "stop fighting" to no avail. Deputy Williams arrived as Deputies Cervantes and Tobias continued to struggle to handcuff the suspect. Deputy Cervantes placed his knee on the suspect's leg to prevent him from kicking or getting up and punched the suspect once in the face. The punch caused the suspect to lessen his resistance, allowing Deputies Cervantes and

Williams to handcuff him. Deputy Cervantes said punching the suspect was the most effective use of force, despite having other force options, such as pepper spray and a baton, since Deputies Tobias and Williams were near him. Deputy Cervantes' use of force was captured on his BWC [**Exhibit B, Cervantes**].

Deputy Cervantes was unaware of any force used thereafter. Deputy Cervantes was unaware of any injuries or complaints of pain by the suspect. Deputy Cervantes was unaware of any statement made to harm the suspect.

Witness Employee – Deputy Stephen Williams

Deputy Williams was interviewed at the IAB office by IAB Sergeants Chang and Brian Godwin on October 11, 2021. He was represented by Attorney Amy Johnson of Rains, Lucia, Stern. The following is a summary of the interview:

On August 19, 2021, Deputy Williams was assigned to work a single person patrol vehicle as Unit 285K1 on PM shift. Deputy Williams heard a radio transmission of a deputy-involved shooting. Deputy Williams heard deputies transmit numerous addresses of the suspect's last seen direction and believed they had a moving containment of the suspect. Deputy Williams responded to the shooting incident and arrived within approximately two minutes.

Upon Deputy Williams' arrival to Atlantic Avenue and San Vicente Street, he saw Deputies Tobias and Cervantes "wrestling" with the suspect on the west side of the intersection as Sergeants Franco and Fujiki supervised. Deputies Tobias and Cervantes were trying to hold onto the suspect's wrists and arms, but the suspect was "squirming" back and forth, kicking his feet, trying to break free and escape. Deputy Tobias was laying on top of the suspect, who was prone on the ground. Deputy Williams heard deputies give numerous commands for the suspect to stop fighting.

Meanwhile, Deputy Williams was concerned about vehicular traffic driving adjacent to deputies wresting with the suspect in the street and was unaware if the suspect was still armed with a firearm. Deputy Williams exited his patrol vehicle and ran to assist Deputies Tobias and Cervantes. Deputy Williams grabbed onto the suspect's left hand and relayed his control of it to Deputies Tobias and Cervantes. Deputy Williams kneeled onto the suspect's legs, preventing him from kicking or standing up. Deputies Williams and Cervantes placed the suspect's left and right hands behind his back, respectively, and handcuffed him.

Deputies Williams and Tobias lifted the suspect from the ground and escorted him to a patrol vehicle parked a few feet away. The suspect was passively resisting the deputies by making himself "dead weight" as they escorted him to the patrol vehicle. Deputy Williams notified Sergeant Franco of the force he used.

Once the suspect was handcuffed, Deputy Williams learned the suspect had discarded his firearm at the scene of the shooting. Sergeant Fujiki drove Deputy Williams' patrol

vehicle to the scene of the shooting to preserve and safeguard the suspect's firearm and any potential evidence.

Deputy Williams was unaware of any force used thereafter. Deputy Williams was unaware of any injuries or complaints of pain by the suspect. Deputy Williams was unaware of any statement made to harm the suspect.

Deputy Williams was regularly assigned to the Special Enforcement Bureau, Canine Detail, and had not been issued BWC at the time of this incident.

Witness Employee – Deputy Francisco Velazquez

Deputy Velazquez was interviewed telephonically by IAB Sergeant Chang on October 11, 2021. The following is a summary of the interview:

On August 19, 2021, Deputies Velazquez and Cameron Usher, #[redacted] were assigned to work Compton Station as Unit 285A on AM shift.

At the beginning of Deputy Velazquez' shift, he was assigned a rape report call at the Patio Motel (incident # CPT21231-0058). During his investigation, Deputy Velazquez learned the sexual assault occurred in the late evening of August 18, 2021, which continued into the early morning of August 19, 2021. Deputy Velazquez transported the sexual assault victim to the hospital to be examined by medical professionals. While at the hospital, Deputy Velazquez telephoned SVB Sergeant Ramos for guidance on their investigation.

Deputy Velazquez told Sergeant Ramos the circumstances of the sexual assault, some of which included the following: the suspect was the victim's [redacted] was a known gangster, a description of the suspect's vehicle, location of the assault, and that the suspect had used a firearm in the commission of the sexual assault.

Sergeant Ramos requested Deputy Velazquez to obtain the suspect's vehicle license plate number and to notify OSS detectives about the incident, since the suspect was a known gangster. After discussing the incident, Deputy Velazquez told Sergeant Ramos he would contact his field sergeant and proceed at her direction, ending their phone call.

Deputy Velazquez telephoned Compton Station Sergeant Franco and told her he had spoken to SVB Sergeant Ramos about the sexual assault. Deputy Velazquez relayed the same information he told Sergeant Ramos to Sergeant Franco, but could not recall what details he told her about the sexual assault, such as if the suspect used a firearm. Sergeant Franco agreed she would go to the motel to look for the suspect's vehicle, ending their phone call.

Deputy Velazquez was not involved in any of the tactical plan regarding follow-up on the sexual assault by Sergeant Franco. Deputy Velazquez completed the sexual assault report later that evening, after the shooting incident occurred.

Witness Employee – Sergeant Jose Ramos

Sergeant Ramos was interviewed at Special Victims Bureau by IAB Sergeant Chang on October 12, 2021. The following is a summary of the interview:

On August 19, 2021, Sergeant Ramos received a telephone call from Deputy Velazquez to notify him of a sexual assault and that a firearm was used. After discussing the circumstances of the rape, Deputy Velazquez asked if Sergeant Ramos was going to respond to the crime scene. Sergeant Ramos relayed it was premature for SVB personnel to respond to the crime scene without knowing more information. Sergeant Ramos suggested Deputy Velazquez obtain more information, by utilizing other deputy and Department resources, so that he could make a proper determination on whether SVB personnel would respond. Since there was much elapsed time from when the sexual assault occurred, 12 to 15 hours, Sergeant Ramos requested for additional information to confirm if the suspect or his vehicle was still at the crime scene, amongst other things. Sergeant Ramos suggested Deputy Velazquez to discuss the matter with his field sergeant before proceeding further, ending their phone call.

Deputy Velazquez telephoned Sergeant Ramos after discussing the matter with his field sergeant. Deputy Velazquez said Compton Station deputies intended to follow-up to get more information on the suspect. Sergeant Ramos was not involved in any of the tactical planning or decision making regarding the follow-up on the sexual assault.

Witness [redacted]

Witness [redacted] was interviewed telephonically by IAB Sergeant Chang on October 17, 2021. The following is a summary of the interview:

On August 19, 2021, Witness [redacted] was the driver of his black Mustang, stopped at the intersection of San Vicente Street and Atlantic Avenue. As Witness [redacted] waited for the light to turn green, he looked in his rear-view mirror and saw the suspect running toward him from the alley behind his vehicle. Witness [redacted] believed the suspect was trying to get away from someone.

Upon the suspect's arrival to Witness [redacted] vehicle, the suspect tried to open his locked driver side door by pulling on the door handles to no avail. The suspect demanded Witness [redacted] to open the door and started "banging" on the windshield and driver's side window. The suspect jumped onto the hood of Witness [redacted] vehicle and repeated his demands to open the door. Witness [redacted] feared the suspect was trying to carjack him as the suspect lay on his stomach and left shoulder, atop of Witness [redacted] hood. Hence, Witness [redacted] immediately accelerated forward and abruptly stopped his vehicle.

The suspect "flew" off the hood of Witness [redacted] vehicle onto the ground four to five feet away. The suspect appeared "dazed," but stood up from the ground. Suddenly, Witness [redacted] saw five to six deputies arrive and command the suspect

stop and put his hands up. Witness [redacted] realized the suspect was running from the deputies.

The deputies took the suspect to the ground, but the suspect resisted by refusing to put his hands behind his back, had his hands balled into fists, and tried to escape. The deputies struggled with the suspect on the ground for approximately 20 seconds. Witness [redacted] saw two to three deputies punch the suspect two to three times in the face and/or body, and ultimately handcuffed the suspect. Witness [redacted] saw the exhausted suspect bleeding from his lips and thought he was under the influence of narcotics based on his mannerisms and "panicked-out" eyes.

Suspect Victor Zamora

On August 19, 2021, Suspect Zamora was initially interviewed at Compton Station by OSS Detectives Aviles and Garcia. Suspect Zamora was subsequently interviewed, on video, at North County Correctional Facility (NCCF) by IAB Sergeants Chang and Adrian Guillen, #[redacted] on August 25, 2021. See IAB video interview of Suspect Zamora [**Exhibit L**]. The following is a summary of the interviews:

On August 19, 2021, Suspect Zamora was walking out of his motel room #[redacted] at the Patio Motel. Suddenly, Suspect Zamora saw a reflection from the metal barrel of a firearm. Suspect Zamora realized a deputy was pointing a firearm at him from approximately 20 feet northwest of him. The deputy commanded Suspect Zamora to "freeze," but Suspect Zamora ran behind a vehicle and simultaneously tried to discard his firearm, which was concealed within a black or brown plastic bag he was holding. Suspect Zamora tried to separate the magazine from the firearm to render it safe before throwing it away because he did not want school kids to find the firearm and/or get hurt by an accidental discharge.

As Suspect Zamora released the magazine from his firearm and pulled the slide to its rear, the slide of his firearm got stuck. But, as Suspect Zamora unloaded his firearm, it "went off." Suspect Zamora did not know why his firearm fired, since his finger was not on the trigger. Suspect Zamora heard a few gunshots, and believed the shots were coming from both his and the deputy's firearm. Suspect Zamora released the magazine from the firearm but held it in his left hand as he held his firearm in his right hand. Meanwhile, the male, white deputy ran toward him. Suspect Zamora "ducked" behind a car to avoid getting shot.

Suspect Zamora ran through the motel's east driveway to the north/south alley at the rear of the motel. To his surprise, Suspect Zamora saw two deputies with their firearms out, hiding behind a building in the alley, south of the driveway. Both deputies commanded Suspect Zamora to "freeze." Suspect Zamora turned to run north and simultaneously threw his firearm toward the ground. Suspect Zamora heard two gunshots, slipped, and fell. Suspect Zamora denied he pointed his firearm at deputies. Suspect Zamora immediately stood up, and continued to run north, through the alley, and west through apartment buildings toward Atlantic Avenue. Suspect Zamora ran

from the deputies because he was afraid they were going to kill him based on "everything going on in the news."

Suspect Zamora ran west, across Atlantic Avenue, into a garage. Suspect Zamora remained in the garage for a few minutes while he checked for unlocked doors to flee. Suspect Zamora went through an unlocked car garage door that led into the north/south alley, west of the garage. Upon entering the alley, Suspect Zamora saw two deputies and immediately ran north. Suspect Zamora did not hear deputies yell commands at him. Suspect Zamora ran to the mouth of the alley, east on San Vicente Street, to a black Mustang stopped at a red light. Suspect Zamora got onto the hood of the Mustang, hoping the driver would spontaneously consent and participate in a random "street takeover."

> **IAB Note:** Street takeovers are when street racers take over a stretch of road or an intersection to perform burnouts and other driving stunts.

Suspect Zamora thought the driver of the Mustang would invite him into his vehicle and leave the area. But, the Mustang's driver accelerated and abruptly stopped, which caused Suspect Zamora to fall off the hood and onto the ground.

> **IAB Note:** Suspect Zamora told OSS detectives he fell and "smashed my head" as a result of the Mustang's abrupt stop. Suspect Zamora believed the scrapes on the side of his face were a result of falling off the Mustang, but later recanted and said deputies caused the injuries by "hitting me" while he was on the hood of the Mustang.

Suspect Zamora could not recall many details of his encounter with deputies, believing he might have blacked out while holding onto the hood of the Mustang. However, Suspect Zamora recalled deputies punched him and said, "We're gonna kill you. You're lucky we didn't kill you" (**Zamora Transcript, page 41**). Suspect Zamora could not recall how many deputies punched him but heard three distinct male voices as they commanded him to stop resisting. Suspect Zamora placed his hands behind his back and was handcuffed. After being handcuffed, a deputy, unknown to him, punched Suspect Zamora on his jaw three times. Suspect Zamora estimated he was punched over ten times in the face by deputies.

Suspect Zamora was medically treated for injuries and complaints of pain in the field, transported to a hospital by ambulance, and later taken to jail. Suspect Zamora told IAB investigators he did not have any fractures or injuries except for an abrasion to the inside of his bottom lip, caused by the use of force from deputies.

Suspect Zamora was carrying a firearm for protection, despite being an [redacted] because the city of Compton was dangerous. Suspect Zamora carried his firearm in a plastic bag for comfort and its magazine was loaded to capacity with nine rounds of 9mm ammunition, but its chamber was empty. Suspect Zamora described his firearm as a homemade, non-serialized, model P80, he

purchased for $200 from an unknown black, homeless guy. Suspect Zamora admitted he was a gang member with the "Flats" gang.

Suspect Zamora denied he was ever under the care of a psychologist or psychiatrist, prescribed medication, or under the influence of narcotics and/or alcohol preceding the shooting incident.

> **IAB Note:** While the suspect was being medically treated at the hospital, he admitted to medical staff he was under the influence of methamphetamine. This admission was captured on Deputy Joseph Rodriguez', #[redacted] BWC, video counter at 5 minutes [**Exhibit C, Deputy Rodriguez**]. IAB investigators reviewed Suspect Zamora's clearance to book paperwork [**Exhibit D**] but did not see any specific reference to methamphetamine use.